## BUREAU OF RECLAMATION CATEGORICAL EXCLUSION CHECKLIST

Mid-Pacific Region Lahontan Basin Area Office

Project Name: J. Kennard, S-Line Access License @ Ditch House Lane

**CEC Number:** LO-2011-1028

Cost Authority: A1R-1752-9652-260-00-6-2

Date: 9/19/2011 8:52:38 AM

**Exclusion Category:** 516 DM 14.5 D.10 – Issuance of permits, licenses, easements, and crossing agreements which provide right-of-way over Reclamation lands where the action does not allow for or lead to a major public or private action.

Nature of Action: License request for land use/access on Operation & Maintenance (O&M) Road on the south side of the S-Line Canal across Reclamation withdrawn land in the NW4SW4 of Section 27, T.19N., R.30E., M.D.M. to provide authorized access to land locked parcel. The proposed license would provide access/use across United States property managed by Reclamation. The license area is described as a 12-foot existing road beginning at the east right—of-way line of Ditch House Road, then traversing northeasterly along the road approximately 240-feet to the south boundary line of Assessor Parcel Number 09-111-16. The total license area is less than 1 acre but will be rounded to 1 acre for cost value determination. No new construction or ground disturbing activities will be allowed without approval by Reclamation and our operation and maintenance contractor, the Truckee-Carson Irrigation District (District).

Location: NW1/4 SW1/4 S.27, T19N, R30E, M.D.M. Churchill County

**Evaluation of Criteria for Categorical Exclusion** 

1.	This action would have a significant effect on the quality of the human environment. (40 CFR 1502.3).	☑ No	☐ Uncertain	☐ Yes
2.	This action would have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA Section 102(2) (E) and 43 CFR 46.215 (c)].	☑ No	☐ Uncertain	□ Yes
3.	This action will have significant impacts on public health or safety (43 CFR 46.215(a)).	☑ No	☐ Uncertain	□ Yes

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sucl cha parl area lanc aqu 119 mor	s action would have significant impacts on a natural resources and unique geographical racteristics as historic or cultural resources; as, recreation and refuge lands; wilderness as; wild or scenic rivers; national natural largers; sole or principle drinking water ifers; prime farmlands; wetlands (E.O. 90); floodplains (E.O. 11988); national numents; migratory birds; and other logically significant or critical areas (43 & 46.215 (b)).	<b>V</b>	No		Uncertain		Yes
pote	action would have highly uncertain and entially significant environmental effects or olve unique or unknown environmental risk CFR 46.215 (d)).	V	No	0	Uncertain		Yes
futu prin sign	s action would establish a precedent for re actions or represent a decision in ciple about future actions with potentially ificant environmental effects (43 CFR 15 (e)).	<b>V</b>	No	0	Uncertain	0	Yes
othe but	action would have a direct relationship to r actions with individually insignificant cumulatively significant environmental cts (43 CFR 46.215 (f)).	V	No		Uncertain		Yes
prop Nati dete a Re	action would have significant impacts on perties listed, or eligible for listing, on the onal Register of Historic Places as rmined by the bureau (in coordination with eclamation cultural resources professional, LND 02-01 D(1)(a)) (43 CFR 46.215 (g)).		No		Uncertain		Yes
spec List have	action would have significant impacts on ies listed, or proposed to be listed, on the of Endangered or Threatened Species, or e significant impacts on designated Critical itat for these species (43 CFR 46.215 (h)).	V	No		Uncertain	0	Yes
loca	action would violate a Federal, State, l, or tribal law or requirement imposed for ection of the environment (43 CFR 46.215	V	No		Uncertain	0	Yes
high mine	action would have a disproportionately and adverse effect on low income or prity populations (E.O. 12898) (43 CFR 15 (j)).		No		Uncertain		Yes

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12. This action would limit access to and ceremonial use of Indian sacred sites on Federal lands by Indian religious practitioners or significantly adversely affect the physical integrity of such sacred sites (E.O. 13007 and 43 CFR 46.215 (k)).	✓ No □ Uncertain □ Yes			
13. This action would affect Indian Trust Assets. (To be completed by Reclamation official responsible for ITAs) (S.O. 3175; Policy Memorandum dated 12/15/93).	✓ No □ Uncertain □ Yes			
14. This action would contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species known to occur in the area or actions that may promote the introduction, growth, or expansion of the range of such species (Federal Noxious Weed Control Act, E.O. 13112, and 43 CFR 46.215 (l)).	✓ No □ Uncertain □ Yes			
NEPA Action Recommended: Categorical Exclusion ✓ EA □ EIS □				

#### Environmental commitments, explanation, and/or remarks:

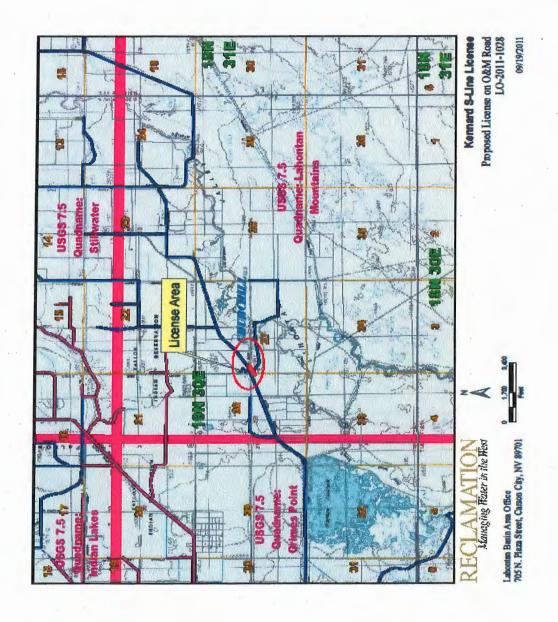
See the attached correspondence from the Mid-Pacific Region Cultural Resources Division regarding concurrence with Item 8 (cultural resources), and from Patricia Rivera regarding Item 13 (Indian Trust Assets).

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Prepared by:	Deshler, William (BC) Water and Lands Specialist	Date:	09/26/2011
Recommended:	Julia Long Natural Resources Specialist	_ Date:	09/26/2011
Concurrence:	Robert Edwards Resource Division Manager	Date:	09/26/2011
Approved:	Terri Edwards Deputy Area Manager	_ Date:	9/29/2011

# BUREAU OF RECLAMATION CATEGORICAL EXCLUSION CHECKLIST Mid-Pacific Region • Lahontan Basin Area Office



#### Long, Julia A

From:

Nickels, Adam M

Sent:

Monday, September 26, 2011 11:33 AM

To:

Long, Julia A

Cc:

Deshler, William C; Barnes, Amy J; Bruce, Brandee E; Dunay, Amy L; Fogerty, John A;

Goodsell, Joanne E; Leigh, Anastasia T; Overly, Stephen A; Perry, Laureen (Laurie) M; Soule,

William E; Williams, Scott A

Subject:

RE: LO-2011-1028 Kennard S-Line Access License

Project No. 11-LBAO-266

Julia:

The proposed undertaking to issue a license to J. Kennard for the purpose of using an O&M road on the south side of S-Line Canal has no potential to cause effects to historic properties pursuant to the regulations at 36 CFR §800.3(a)(1).

The proposed action will simply allow access over an existing access road to a parcel of land without alternative access. The parcel of land to be accessed is not owned by Reclamation nor does Reclamation retain jurisdiction over the parcel. The O&M road will not be modified and there will be no ground disturbance as a result of this action. If improvements are needed, the recipient of the license will have to file addition review by Reclamation.

After reviewing CEC LO-2011-1028 for the Project of "K. Kennard, S-Line Access License @ Ditch House" Dated 09/19/11, I am able to concur with line 8.

Location: S-Line Canal across Reclamation withdrawn land in the NW4SW4 of Section 27, T.19N., R.30E., M.D.M.

Exclusion 516 DM 14.5 D.10

This email memo is intended to convey the conclusion of the Section 106 process for this undertaking. Please retain a copy of this concurrence with the CEC.

Sincerely,

Adam M. Nickels - Archaeologist - M.S.

Phone: 916.978.5053 - Fax: 916978.5055 - www.usbr.gov

REGLAMATEEN-Mid-Pacific Regional Office MP-153 2800 Cottage Way - Sacramento, California 95825



From: Long, Julia A

**Sent:** Monday, September 26, 2011 11:08 AM **To:** BOR MPR Cultural Resources Section

Cc: Deshler, William C

Subject: LO-2011-1028 Kennard S-Line Access License

Hello -

Attached is a CEC including a map and photos for a license request to access property via an O&M Road south of the S-Line Canal.

Please review for concurrence and let me know if you require additional information.

Thank you,

Julia Long Natural Resources Specialist Lahontan Basin Area Office Bureau of Reclamation 705 North Plaza St. Suite 320 Carson City, NV 89701 Ph: 775-884-8372

Fax: 775-882-7592 jlong@usbr.gov

#### Long, Julia A

From:

Rivera, Patricia L

Sent:

Monday, September 26, 2011 11:16 AM

To:

Long, Julia A

Subject:

RE: LO-2011-1028 ITA Request - J. Kennard, S-Line Access License @ Ditch House Lane

Julia,

I reviewed the proposed action to approve the license request for land use/access on Operation & Maintenance (O&M) Road on the south side of the S-Line Canal across Reclamation withdrawn land in the NW1/4 SW1/4 S.27, T19N, R30E, M.D.M. to provide authorized access to land locked parcel. The proposed license would provide access/use across United States property managed by Reclamation. The license area is described as a 12-foot existing road beginning at the east right–of-way line of Ditch House Road, then traversing northeasterly along the road approximately 240-feet to the south boundary line of Assessor Parcel Number 09-111-16. The total license area is less than 1 acre but will be rounded to 1 acre for cost value determination. No new construction or ground disturbing activities will be allowed without approval by Reclamation and our operation and maintenance contractor, the Truckee-Carson Irrigation District (District).

The proposed action does not have a potential to affect Indian Trust Assets.

Patricia